Reply to Office Action of 01/31/2006

Applicant: Rodolfo Fernandez Examiner: Bena Miller

Art Unit: 3725

Amendments to the Claims.

(A list of the original claims and two copies of the Clean Version of the new List of Claims are

included in the Appendix.)

To comply with the Examiner's indications, the applicant respectfully requests the amendments

of all the claims, as follows:

-Cancellation of all the 23 Original claims since some were not related to the object of the

present application or are rather related to procedures, as remarked by the Examiner, while claim

18, was a duplication of claim 17, and those which were significant require so many corrections

that it would be impractical to provide marked up versions of them.

-Addition of 11 new claims. Therefore, the applicant respectfully requests the addition of 11

new claims with consecutive numbers 24 -34, after the original 23 cancelled claims, as listed in

the next page.

-The new listing of claims in the next pages will replace all prior versions of claims in the

application.

To facilitate the examination of the new claims, the applicant includes the following list

indicating the interrelation between the new claims and the illustrative figures:

Claim 24 is illustrated in almost all the figures but more particularly in Fig. 1C.

Claim 25 is illustrated in many figures, but more particularly in Figs1A and 8A - 8H.

Claim 26 is illustrated mainly in Figs. 1A and 1C.

Claim 27 is illustrated more particularly in Figs. 2A and 2B.

Claim 29 is illustrated in many figures, but more particularly in Figs. 1A, 1C, 1E, 2A and 6A - 6I.

Claim 30 is illustrated particularly in Figs. 15 - 18.

Claim 31 is illustrated mainly in Figs. 1E and 11A - 11C.

Claim 32 is illustrated mainly in Figs. 9A - 9C and 10A - 10C.

Claim 33 is particularly illustrated in Figs 7C, 7G, 7H, 13A to 13C, 19A and 19B, 20 and 21.

Claim 34 is illustrated in almost all figures, but more particularly in Figs. 14A - 14C, 19A, 19B,

22A, 22B, and 23B.

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LIST OF CLAIMS

What is claimed as invention is:

1-23: (Cancelled)

24 (New): A dancing toy lollipop comprising at least one edible component attached to one end,

hereafter referred to as upper end, of a stick made of any suitable material, hereafter referred to

as holding stick, while the opposite end of the holding stick is the grip portion of the stick held

by the user's hand, wherein the edible component is provided with an interior cavity and said

upper end of said holding stick is provided with retaining means, such that the union between

said edible component and said holding stick, instead of being tight and rigid as in current

lollipops, is articulated, in such a manner that said edible component, hereafter referred to as

movable edible piece, is reliably attached to said holding stick, but at the same time moves freely

performing combined motions relative to said holding stick, in a sort of dancing like random

movements, when the dancing toy lollipop is moved by the user.

25 (New): The dancing toy lollipop defined in claim 24, wherein the movable edible piece is

provided with an interior cavity with at least one outer opening and said movable edible piece is

made of, but is not limited to, molded candy mass with diverse flavors, colors and shapes.

26 (New): The dancing toy lollipop defined in claim 25, wherein the interior cavity in the

movable edible piece has the configuration of, but is not limited to, a hole with the shape of a

truncated cone provided with an inwardly shrunk section consisting in an annular edge or lip

protruding inwardly and forming a constricted opening, hereafter referred to as throat, at the

smallest cross section of said cavity, being said throat and said interior cavity conveniently

configured to insert the upper end of the holding stick with retaining means into the movable

edible piece to complete the assembly of the dancing toy lollipop.

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27 (New): The dancing toy lollipop defined in claim 25, wherein the interior cavity in the

movable edible piece is provided with, but is not limited to, two outer opposite openings, one

located on the top and the other on the bottom of said movable edible piece, being the upper

outer opening of the cavity closed by an edible plug securely fixed by, but not limited to, an

edible adhesive, having said plug diverse colors, flavors and shapes.

28 (New): The dancing toy lollipop defined in claim 24, wherein the movable edible piece is

made of, but is not limited to, therapeutic substances.

29 (New): The dancing toy lollipop defined in claim 24 and 26, wherein the holding stick is, but

is not limited to, a thin elongated stick with round cross section with its upper end provided with

resilient retaining means properly configured and dimensioned to insert said upper end of said

holding stick into the interior cavity of the movable edible piece and to retain said movable edible

piece attached to said upper end of said holding stick with an articulated union, in such a manner

that the movable edible piece is reliably attached to the holding stick, but moves freely in relation

to said holding stick, when the opposite end of said holding stick, performing as the grip portion,

is held by the user's hand and the dancing toy lollipop is moved by the user.

30 (New): The dancing toy lollipop defined in claim 29, wherein the holding stick has one grip

portion ramified in at least two upper ends, each provided with retaining means, and to said

upper ends are reliably attached with articulated unions movable edible pieces with assorted

shapes, colors and flavors, and each of said movable edible pieces moves freely in relation to

said upper ends of the holding stick in a sort of dancing like motion when the user moves the

dancing toy lollipop.

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31 (New): The dancing toy lollipop defined in claims 24 and 26, wherein the retaining means at the upper end of the holding stick consist in, but are not limited to, two sets, one above the other, of two resilient round protuberances, normally expanded, located at opposite sides of said upper end of the holding stick, with an axial open slot along the longitudinal axis of the core of said upper end, creating an air gap between the two opposite protuberances in both sets of protuberances, while the cross section of said upper end located between the upper and the lower sets of protuberances is a narrow section, hereafter referred to as neck, slightly smaller than the throat in the interior cavity of the movable edible pieces, such that when a movable edible piece is passed over the upper set of protuberances during the assembling of at least one movable edible piece onto said holding stick, said opposite protuberances collapse elastically inward to a size substantially equal to the throat in the interior cavity of the movable edible piece, and when the throat of said movable edible piece reaches the neck between both sets of protuberances. said upper set of protuberances expand elastically inside the interior cavity of said movable edible piece, recovering its normal size, which is substantially bigger than the throat but smaller than said interior cavity, while the lower set of protuberances remains below the throat of said movable edible piece, so that said movable edible piece is engaged at the neck between both sets of protuberances with an articulated union, in such a manner that said movable edible piece remains reliably attached to said holding stick, but moves freely swiveling, rotating and tilting in relation to the holding stick in a sort of dancing like motion when the user moves the dancing toy lollipop.

32 (New): The dancing toy lollipop defined in claim 24, wherein at least two movable edible pieces are stacked one above the other onto a holding stick which, in addition to the retaining means at its upper end, is provided with a lower stop that consists in, but is not limited to, a fixed thickened section shaped like a sphere located at an appropriate distance under the top of the upper end, and above the grip portion of said holding stick, in such a manner that said stop impedes that the movable edible pieces slide down and out of said holding stick, while the retaining means at the upper end of the holding stick prevent the attached movable edible pieces from going up and out of said holding stick, and thereof the movable pieces remain reliably attached to the holding stick with an articulated union, such that said movable edible pieces move freely in a sort of dancing like motion relative to the holding stick when the user moves the

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dancing toy lollipop.

33 (New): The dancing toy lollipop defined in claim 24, wherein the holding stick is, but is not

limited to, a smooth round thin stick to which are attached at least two movable edible pieces

which are stacked one above the other onto said holding stick, whose upper end is provided with

a fixed stop located at the top of said upper end, consisting in, but not limited to, a fixed

thickened section with spherical shape, to prevent the movable edible pieces from sliding up and

out of said holding stick, while under the lowest movable edible piece is attached a removable

sliding element that performs as sliding retaining means to prevent said stacked movable edible

pieces from sliding down and out of the holding stick, being said removable sliding retaining

element, in turn, provided with a hole substantially equal to the cross section of the holding stick,

to insert said holding stick through said hole, and being said sliding retaining element

conveniently locked onto the holding stick at the desired position by means of, but not limited to,

a self locking resilient tight fit, such that the movable edible pieces remain reliably attached to

the holding stick with an articulated union, in such a manner that said movable edible pieces

move freely in a sort of dancing like motion relative to the holding stick, when the user moves

the dancing toy lollipop.

34 (New): The dancing toy lollipop defined in claim 24, wherein the holding stick is made of any

suitable material, such as non-toxic plastic, being said holding stick washable and reusable, such

that the user reuses said holding stick to assemble manually the dancing toy lollipop replacing

the consumed movable edible pieces with new ones and combining at will diverse movable

edible pieces with a great variety of shapes, colors and flavors, onto a same holding stick.

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Amendments to the Drawings. (Please, refer to the Annotated and Replacement Sheets of the

Drawings included in the Appendix.)

The figures were amended to identify them according to the Examiner's indications and, in addition, some or them were modified or deleted to erase certain details, which were not relevant

or were not directly related to the invention and could induce to misunderstanding.

- In all figures, following the Examiner's indications, the double number have been

deleted, leaving only the number of figure corresponding to each view: i.e. FIG. 1A, FIG.

1B, etc.

- In all figures, following the Examiner's indications, most elements and part of elements

have been renumbered to differentiate elements or parts of elements, which, though

accomplishing similar function, are different in configuration.

- In FIG 1C has been added the profile of a hand, identified as element 100, holding an

embodiment of the dancing toy lollipop object of the present application, in order to make

clearer that this invention refers to a simple new kind of lollipop, which is movable, but its motion is caused by the user's hand holding it, and not by any powered devices, which

are not object of the present application.

- In FIGS. 2A-2E has been deleted the Original FIG. 2B, while FIG. 2C and 2D has been

integrated as parts of FIG. 2A, converted into an exploded view adding a bracket and

FIG. 2E has been renumbered as FIG. 2B.

- In FIGS. 3A-3B, FIG. 3A has been deleted and FIG. 3B has been renumbered as FIG. 3.

- In FIGS. 5A-5C, FIGS. 5A and 5B have been deleted while FIG. 5C has been

renumbered as FIG. 5.

In FIG. 7B, the arrow III has been moved to the left to be consistent with the view

illustrated in FIG. 7B.

- FIGS. 13A-13C; FIGS. 14A-14C; FIGS. 15A-15C and FIGS. 16A-16C have been

deleted.

- FIGS. 17A-17C have been renumbered as FIGS. 13A-13C.

- In FIGS. 13B, formerly 17B and in FIG. 13C, formerly 17C, a supporting surface 1328

has been added and the element 716' has been relocated to the central position, since it is

not a movable component.

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- FIG.17D has been deleted.

- FIGS 18A –18D have been renumbered as FIGS. 14A-14D.

- In FIG. 14A, formerly 18A, a bracket has been added to designate the whole assembly of the embodiment of dancing toy lollipop as 1400 and a supporting surface 1328 has been

and discounting of daments toy formpop as 1 too and a supporting surface 1020 has occin

added.

In FIG. 14C, formerly FIG. 18C, a supporting surface 1328 has been added.

- FIG. 18E has been deleted.

- FIG. 19 has been renumbered as FIG. 15.

- FIG. 20 has been renumbered as FIG. 16.

- FIG. 21 has been renumbered as FIG. 17.

FIG. 22 has been renumbered as FIG. 18.

- FIG. 23 and FIG. 24 have been deleted.

- FIGS. 25A-25B have been renumbered as FIGS. 19A-19B.

- FIG. 26 has been renumbered as FIG. 20.

- FIG. 27 has been renumbered as FIG. 21.

- FIGS. 28A-28B have been renumbered as FIGS. 22A-22B.

- In FIG. 22A, formerly 28A, the handle 2803 and the element 2804 have been deleted

FIGS. 29A-29C have been deleted.

- FIGS. 30A-30B have been renumbered as FIGS. 23A-23B.

- In FIG. 23A, formerly FIG. 30A, a supporting surface 1728 has been added.

Some other amendments have been made to all figures, particularly regarding the

identification numbers of the different positions and elements, that are indicated in the

Annotated Sheets of the Drawings included in the Attachment, as well as the Replacement

Sheets of all the drawings.

Attachments: Replacement Sheets

Annotated Sheets Showing Changes

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